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8 UNITED STATES DISTRICT COURT  
9 NORTHERN DISTRICT OF CALIFORNIA

10 ALFRED R. SOSA,  
11 Petitioner,  
12 v.

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14 CORCORAN STATE PRISON,  
15 Respondent.

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17 Case No. 21-00520 EJD (PR)  
18 **ORDER OF TRANSFER**

19 Petitioner, a state prisoner proceeding pro se, has filed a petition for a writ of habeas  
20 corpus under 28 U.S.C. § 2254, challenging a disciplinary proceeding that occurred while  
21 he was housed at California State Prison (CSP) – Sacramento, and resulted the loss of  
22 credits. Dkt. No. 5-1 at 35, 40.

23 Venue for a habeas action is proper in either the district of confinement or the  
24 district of conviction, 28 U.S.C. § 2241(d). Federal courts in California traditionally have  
25 chosen to hear petitions challenging a conviction or sentence in the district of conviction or  
26 sentencing. See Habeas L.R. 2254-3(b)(1); Dannenberg v. Ingle, 831 F. Supp. 767, 768  
27 (N.D. Cal. 1993); Laue v. Nelson, 279 F. Supp. 265, 266 (N.D. Cal. 1968). But if the  
28 petition challenges the manner in which a sentence is being executed, e.g., if it involves  
parole or time credits claims, the district of confinement is the preferable forum. See

1 Habeas L.R. 2254-3(b)(2); Dunne v. Henman, 875 F.2d 244, 249 (9th Cir. 1989).

2 Here, the petition involves time credit claims and Petitioner is currently confined at  
3 CSP-Corcoran in Kings County. Dkt. 5 at 1. Kings County lies within the venue of the  
4 Eastern District of California. See 28 U.S.C. § 84(b). Therefore, venue properly lies in  
5 that district and not in this one. See 28 U.S.C. § 1391(b). Accordingly, this case is  
6 TRANSFERRED to the United States District Court for the Eastern District of California.  
7 See 28 U.S.C. § 1406(a).

8 The Clerk shall terminate all pending motions and transfer the entire file to the  
9 Eastern District of California.

10 **IT IS SO ORDERED.**

11 **Dated: July 15, 2021**



EDWARD J. DAVILA  
United States District Judge

25 Order of Transfer  
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